



PUBLIC NOTICE

Federal Communications Commission
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DA 12-1717
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NOTICE OF NON-STREAMLINED DOMESTIC SECTION 214 APPLICATION GRANTED

WC Docket No. 12-262

Pursuant to section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and sections 0.91, 0.291, and 63.03 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 63.03, the Wireline Competition Bureau (Bureau) approves the application of Broadview Networks Holdings, Inc. (Broadview Holdings) and its direct and indirect non-dominant carrier licensee subsidiaries¹ (collectively, Applicants) to transfer control of Licensees from the current shareholders of Broadview Holdings to Broadview Holdings' existing note holders.² No commenter opposed grant of the application.

The Bureau finds, upon consideration of the record, that the proposed transfer will serve the public interest, convenience, and necessity and, therefore, grants the requested authorization.³ Pursuant to section 1.103 of the Commission's rules, 47 C.F.R. § 1.103, the consent granted herein is effective upon the release of the Public Notice. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this Public Notice.

Domestic Section 214 Application Filed for the Transfer of Control of the Licensees of Broadview Networks Holdings, Inc., WC Docket No. 12-262, Public Notice, DA 12-1519 (rel. Sept. 20, 2012).

For further information, please contact Tracey Wilson at (202) 418-1394 or Christopher Sova at (202) 418-1868, Competition Policy Division, Wireline Competition Bureau.

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¹ A.R.C. Networks, Inc., ATX Licensing, Inc., Broadview Networks, Inc., Broadview NP Acquisition Corp., BridgeCom International, Inc., Eureka Telecom, Inc., Eureka Telecom of VA, Inc., InfoHighway of Virginia, Inc., and TruCom Corporation (collectively, Licensees).

² The application was filed in connection with pending voluntary petitions for relief under Chapter 11 of the U.S. Bankruptcy Code filed by Applicants on August 22, 2012, and approved by the Court on October 3, 2012. See Broadview Networks Holdings, Inc., *et al.*, Case No. 12-13581 (SCC), Findings of Fact, Conclusions of Law and Order (A) Approving Prepetition Solicitation Procedures, (B) Approving Adequacy of Disclosure Statement, and (C) Confirming Joint Prepackaged Plan of Reorganization for Broadview Networks Holdings, Inc. and Its Affiliated Debtors (Bankr. S.D.N.Y., Oct. 3, 2012).

³ See *Implementation of Further Streamlining Measures for Domestic Section 214 Authorizations*, CC Docket No. 01-150, Report and Order, 17 FCC Rcd 5517, 5534, para. 30 (2002).